

NATURE OF CHARGE: Misbranding, Section 403 (g) (1), the article failed to conform to the definition and standard of identity for tomato puree since it contained less than 8.37 percent of salt-free tomato solids, the minimum provided by the standard.

DISPOSITION: April 1 and August 28, 1952. Judgment of condemnation was entered and the court ordered that the product be delivered to charitable institutions.

NUTS*

19187. Adulteration of cashew nuts. U. S. v. 550 Cases * * *. (F. D. C. No. 32132. Sample No. 27103-L.)

LIBEL FILED: December 3, 1951, Northern District of California.

ALLEGED SHIPMENT: On or about October 20, 1951, by Wm. A. Higgins & Co., Inc., from New York, N. Y.

PRODUCT: 550 cases, each containing 2 25-pound tins, of cashew nuts at San Francisco, Calif.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of insects.

DISPOSITION: February 23, 1952. The shipper, claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond to be brought into compliance with the law, under the supervision of the Federal Security Agency. 814 25-pound tins were salvaged and released to the claimant. The contents of 286 tins which were rejected were brought into compliance with the law by cracking, brushing, and blowing; as a result, 6,200 pounds were salvaged and 772 pounds were rejected and denatured.

19188. Adulteration of unshelled walnuts. U. S. v. 5 Bags * * *. (F. D. C. No. 32065. Sample No. 29634-L.)

LIBEL FILED: November 9, 1951, Western District of Washington.

ALLEGED SHIPMENT: On or about October 12, 1951, by the California Walnut Growers Association, from Los Angeles, Calif.

PRODUCT: 5 100-pound bags of unshelled walnuts at Seattle, Wash.

LABEL, IN PART: "California Emerald Brand Walnuts."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of insects.

DISPOSITION: January 4, 1952. The California Walnut Growers Association, Los Angeles, Calif., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond for the segregation and sorting of the unfit portion, under the supervision of the Food and Drug Administration.

Segregation and sorting operations were combined with the product involved in the seizure action reported in the notice of judgment on foods, No. 18992, and of the combined lot of 2,716 pounds of unshelled walnuts, 1,081 pounds were released as good and 1,635 pounds were destroyed by denaturing into oil stock.

*See also No. 19156.